

IN THE CIRCUIT COURT FOR FREDERICK COUNTY, MARYLAND

JOHN ERNEST SCHNEIDER, ET AL.  
PLAINTIFFS

VS.

CIVIL NO. 709E

JOSEPHINE M. KEHNE, ET AL.  
DEFENDANTS

\* \* \* \* \*

AFFIDAVIT OF PLAINTIFF JOHN E. SCHNEIDER

1. I am John E. Schneider, Trustee under a revocable trust entered into by me pursuant to agreement dated February 15, 1978. I am over the age of 18, and am competent to testify and make this affidavit. Except as otherwise set forth herein, on my personal knowledge.

2. I incorporate the facts set forth in the within Complaint, as if fully set forth herein.

3. I conveyed the property that is the subject of this dispute to the John E. Schneider Revocable Trust by deed dated June 13, 1983. I also made the off conveyances, either individually or as Trustee of such trust, as described in the Complaint. I purchased said property by deed from Mary Wilson Schreiber, widow, dated September 1, 1966. At the time of the purchase, the "vacancy" as shown in the Complaint and the Sutcliffe survey was disclosed to me, by title attorneys. Based upon title search at that time, it appeared to my attorneys that this "vacancy" is simply, i.e., that the description lines contained in the deeds do not properly enclose the land as